

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JAMES C. AUSTIN,  
Plaintiff,

v.

FREDERICK SCHILLING, et al.,  
Defendants.

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Civil Action No. 7:15-cv-00503

ORDER

By: Hon. Michael F. Urbanski  
United States District Judge


In accordance with the Memorandum Opinion entered this day, it is hereby

**ORDERED**

that the motion to amend is **DENIED**; the complaint is **DISMISSED without prejudice** for failing to state a claim upon which relief may be granted, pursuant to 28 U.S.C. § 1915A(b)(1); and the action is **STRICKEN** from the active docket of the court.

The Clerk shall send copies of this Order and the accompanying Memorandum Opinion to Plaintiff.

ENTER: This 30<sup>th</sup> day of November, 2015.

  
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United States District Judge